

**DURHAM CITY COUNCIL WORK SESSION**  
**Thursday, September 7, 2006 – 1:00 p.m.**  
**Committee Room – 2<sup>nd</sup> Floor – City Hall**

**SUBJECT: PROPOSED SALE OF PROPERTY AT 504, 510 AND 511 EASTWAY AVENUE – PIN#'s 0831-10-45-6167; 0831-10-45-6268; 0831-10-45-4298**

**MOTION** by Mayor Pro Tempore Cole-McFadden seconded by Council Member Stith to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 4:57 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**MOTION** by Council Member Catotti seconded by Council Member Clement to determine the properties at 504, 510 and 511 Eastway Avenue as surplus;

To authorize the sale of the properties under the authority of Section 86 of the City Charter, and upon the condition that each of the homebuyers qualify as having household incomes less than 80% of the area median income as defined by the U. S. Department of Housing and Urban Development;

To accept the offers to purchase for the properties located at 504; 510 and 511 Eastway Avenue; and

To authorize the City Manager to sell and the Mayor to convey the properties by a non-warranty deed which includes a restrictive covenant requiring that the properties be owner-occupied for 5 years after title passes from the City was approved at 4:58 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**SUBJECT: 9/11 NEVER FORGET MEMORIAL PROJECT**

**MOTION** by Council Member Stith seconded by Council Member Woodard to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 5:11 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**MOTION** by Council Member Stith seconded by Council Member Woodard to request the Mayor to provide a proclamation for Patriot's Day for September 11, 2006 was approved at 5:11 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**September 7, 2006**

At this time, a motion was made by Council Member Catotti seconded by Council Member Woodard to go into closed session to discuss a personnel matter.

The motion was approved unanimously.

[Open Session – 5:39 p.m.]

The following action was taken in open session:

**MOTION** by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to concur in the City Manager’s determination that disclosure of personnel actions taken regarding Sgt Mark Gottlieb, Investigator Richard Clayton, Investigator Jim Griffin, Officer Dan Gomez, Officer Scott Tanner and Investigator Gary Lee, and the reasons for said personnel actions, following the conclusion of the City’s administrative review of these personnel matters, is necessary to maintain public confidence in the administration of City services was approved at 5:39 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**SUBJECT: ILLEGAL GUN BILLS**

**MOTION** by Council Member Brown seconded by Mayor Pro Tempore Cole-McFadden to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 5:44 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement, Stith and Woodard. Noes: None. Absent: None.

**MOTION** by Council Member Brown seconded by Mayor Pro Tempore Cole-McFadden to request the Mayor send a letter to the House Committee on the Judiciary, on behalf of the City Council, opposing Illegal Gun Bills HR 5005; HR 5092; and HR 1384 as recommended by the U. S. Conference of Mayors was approved at 5:44 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: Council Member Stith. Absent: None.

D. Ann Gray, CMC  
City Clerk